

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

The Minutes

January 13, 2003

- C035384 THE PEOPLE v. COLLINS (Not for Publication)**
The judgment is affirmed.
CALLAHAN, J.
We concur: Scotland, P.J.
Morrison, J.
- C036064 THE PEOPLE v. ANDERSON (Not for Publication)**
The judgment is affirmed.
CALLAHAN, J.
We concur: Scotland, P.J.
Morrison, J.
- C039485 COUNTY OF KERN et al. v. STATE WATER RESOURCES CONTROL BOARD
et al. and CENTRAL VALLEY REGIONAL WATER QUALITY CONTROL
BOARD et al. (Not for Publication)**
The judgment is reversed. The case is remanded to the trial court with
directions to grant the petition for writ of mandate directing the State
Board to vacate its certification of the EIR and its approval of the General
Order. Appellants (County of Kern, Central Delta Water Agency, and
South Delta Water Agency) shall recover their costs on appeal.
SIMS, Acting P.J.
We concur: Morrison, J.
Callahan, J.
- C039584 In re ALEXANDER B.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH
AND HUMAN SERVICES v. JOANNA B. et al. (Not for Publication)**
The juvenile court's order terminating parental rights is reversed... If, as a
result of the hearing, the mother's parental rights are terminated, the juvenile
court is directed to reinstate the order terminating the father's parental rights.
ROBIE, J.
I concur: Hull, J.
For reasons that follow, I concur in the result reached by the majority...
Scotland, P.J.
- C038525 GEITNER v. CONNELL, as State Controller, etc. and DESMOND
BY THE COURT:**
Appellant's petition for rehearing is denied.
SIMS, Acting P.J.

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STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

2

The Minutes

January 14, 2003

- C036519 THE PEOPLE v. WAGES et al. (Not for Publication)**
The judgments are affirmed.
SIMS, Acting P.J.
We concur: Morrison, J.
Kolkey, J.
- C038247 THE PEOPLE v. GRABOWSKI (Not for Publication)**
The judgment is affirmed.
SIMS, Acting P.J.
We concur: Davis, J.
Raye, J.
- C039141 THE PEOPLE v. AMADOR (Not for Publication)**
The judgment is affirmed.
CALLAHAN, J.
We concur: Blease, Acting P.J.
Robie, J.
- C041742 In re JAZZONTI P.; DEPARTMENT OF HEALTH AND HUMAN SERVICES v.
KASHICKA P. (Not for Publication)**
The orders of the juvenile court are affirmed.
SIMS, Acting P.J.
We concur: Nicholson, J.
Hull, J.
- C039787 EGAN v. HECKMAN, as Trustee, etc.
BY THE COURT:**
Appellant's petition for rehearing is denied.
DAVIS, Acting P.J.

January 15, 2003

- C039585 THE PEOPLE v. WALTON (Not for Publication)**
The judgment is affirmed.
HULL, J.
We concur: Scotland, P.J.
Callahan, J.
- C039916 THE PEOPLE v. THOMAS (Not for Publication)**
The judgment is affirmed.
HULL, J.
We concur: Scotland, P.J.
Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

3

The Minutes

January 15, 2003, continued

- C037951 THE PEOPLE v. MORALES (Not for Publication)**
The judgment is affirmed.
RAYE, J.
We concur: Nicholson, Acting P.J.
Morrison, J.
- C039530 THE PEOPLE v. FARRIS (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We concur: Davis, Acting P.J.
Callahan, J.
- C040467 THE PEOPLE v. DUHIG (Not for Publication)**
The judgment is affirmed.
DAVIS, Acting P.J.
We concur: Raye, J.
Kolkey, J.
- C036601 MCCAIN et al. v. COUNTY OF LASSEN et al.
C038265 MCCAIN et al. v. COUNTY OF LASSEN et al. (Not for Publication)**
The award of attorney fees to County is reversed. In all other respects the judgment is affirmed. The parties shall bear their own costs on appeal.
BLEASE, Acting P.J.
We concur: Callahan, J.
Hull, J.
- C037444 ONODA v. STATE BOARD OF CHIROPRACTIC EXAMINERS (Not for Publication)**
The judgment is reversed. The trial court shall issue a peremptory writ directing that the Board vacate its decision. Onoda is awarded his costs on appeal.
BLEASE, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

The Minutes

January 15, 2003, continued

C037444 (con't.)

I concur in the result and disposition set forth in the lead opinion because I agree the superior court erred in supplementing the findings of the Board of Chiropractic Examiners (the board) to uphold its administrative decision in this case. I write separately to explain why, in my view, the Board's surprising findings preclude it from imposing discipline against licensee Scott D. Onoda. ...Since adverse action against a license can be taken only when there is a direct and rationale nexus between the licensee's conduct and his fitness to practice the profession, and because the Board found no such nexus was established in this case, the judgment must be reversed with directions to issue a writ of mandate compelling the Board to vacate its decision.

Scotland, P.J.

I respectfully dissent...

The Board exercised its discretion by adopting the ALJ's proposed decision in its entirety.

Callahan, J.

C038992 In re JEFFREY H. II; THE PEOPLE v. JEFFREY H. II

(Not for Publication)

The judgment (order committing the minor to CYA) is affirmed.

HULL, J.

We concur: Blease, Acting P.J.

Morrison, J.

January 16, 2003

C038278 THE PEOPLE v. HAYNES

(Not for Publication)

The judgment is affirmed. The trial court is directed to correct the abstract of judgment to show a concurrent sentence in count 13, and forward the amended abstract to the Department of Corrections.

CALLAHAN, Acting P.J.

We concur: Kolkey, J.

Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

The Minutes

January 17, 2003

C039269 THE PEOPLE v. ROZENSKI (Not for Publication)

The judgment is modified to award defendant 221 actual days of presentence credit and 33 days of conduct credit, and to impose and suspend a restitution fine of \$1,600 pursuant to section 1202.45. As modified, the judgment is affirmed. The superior court is ordered to amend the abstract of judgment to reflect these modifications and to forward a copy of the amended abstract to the Department of Corrections.

Robie, J.

We concur: Scotland, P.J.
 Kolkey, J.

C041342 THE PEOPLE v. BRUMMETT (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Raye, J.
 Callahan, J.